IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.2015 OF 2004

Punamchand K. Warunde. .. .. Petitioner
v/s.
Head Master,
Dr.Bhimrao Ambedkar Vidyalaya &
ors. ... ... Respondents

Mr.Sunil Dighe for petitioner.

Mr.L.T.Satelkar, AGP for res.Nos.3 to 5.

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**CORAM : H.L. GOKHALE &**
**S.C.DHARMADHKARI, JJ.**

**DATED : 3RD FEBRUARY 2005**

**P.C. :**

1. Heard Mr.Dighe in support of this petition. Mr.Satelkar, AGP appears for respondent Nos.3 to 5.

2. The petitioner is aggrieved by the decision dated 17th October 2003 communicated to him by the Education Inspector (North Dn), Mumbai who is respondent No.3. This decision informs respondent No.1-school that the appointment of the petitioner is not approved. Mr.Dighe appearing for the petitioner relies upon a judgment of the Division Bench of this Court in **Writ Petition**

**No.4632 of 1999 (Shri Tukaram T. Chaudhari vs. State of Maharashtra & others)** and the State Government's decision dated 1st June 2000 to submit that there is nothing irregular in the appointment of the petitioner.

3. In our view, a proper course for the petitioner would be to make a comprehensive representation to respondent No.4-Deputy Director of Education, who will decide this representation after giving a full opportunity to the petitioner. During the pendency of this determination, the impugned decision dated 17th October 2003 will not be acted upon. It shall also not be acted upon for a period of four weeks after the decision of the Deputy Director, in case the Deputy Director decides to maintain that decision. The petitioner will make his representation within two weeks from today and the Deputy Director will decide the same preferably within three months thereafter.

4. In view of the above, the petition stands disposed of.

**(H.L. GOKHALE, J.)**

**(S.C.DHARMADHIKARI, J.)**